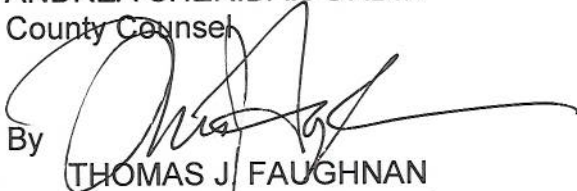


ANALYSIS

This ordinance amends Title 19 - Airports and Harbors of the Los Angeles County Code relating to operation of the County's harbors. Among other things, this ordinance imposes restrictions on anchoring on the shoreward side of the Marina del Rey detached breakwater, and also on the approaches to Marina del Rey Small Craft Harbor. The ordinance also clarifies certain license and permit requirements on various enumerated events and activities at public areas of Marina del Rey, and modifies certain provisions relating to enforcement, parking, and unlawful activities at these public areas.

ANDREA SHERIDAN ORDIN
County Counsel

By


THOMAS J. FAUGHNAN
Assistant County Counsel
Public Works Division

TJF:ss

Requested: 06-01-11
Revised: 12-29-11

ORDINANCE NO. 2012-0006

An ordinance amending Title 19 - Airports and Harbors of the Los Angeles County Code, relating to the operation of the County's harbors.

The Board of Supervisors of the County of Los Angeles ordains as follows:

SECTION 1. Section 19.12.050 is hereby amended to read as follows:

19.12.050 Enforcement -- Director, Fire Chief, and/or sSheriff powers and duties.

The ~~d~~Director, Fire Chief, and/or ~~s~~Sheriff shall have the power and duty to enforce ~~the~~all applicable laws, ordinances, traffic, and safety regulations covering usage of ~~e~~County harbors and other maritime facilities and waterways, and beaches ~~under his jurisdiction~~that are owned, controlled, or managed by the County. Any such individual or official shall have the authority to cite as an infraction and punish by fine, in accordance with California Government Code section 25132, any violation of any ordinance, regulation, or policy occurring at any such location governed by the provisions of Chapter 19.12 of this code, the violation of which by the applicable law is an infraction. Such individual or official shall also have the authority under Chapter 1.25 of this code to issue notices of violation, impose administrative fines and/or non-compliance fees, and carry out any other appropriate measure pursuant to, and in accordance with, said chapter. The remedies available under this section shall be cumulative to any other remedy allowed under this code or otherwise allowed by law.

SECTION 2. Section 19.12.053 is hereby added to read as follows:

19.12.053 Compliance with enforcement order.

It shall be unlawful for any person to fail to comply with any order, signal, or direction of the Director, Fire Chief, ocean lifeguard, Sheriff, or code enforcement officer who is seeking to enforce any applicable provision of this code or any other applicable law in the course of his/her duties pertaining to any activity or conduct on or in the harbors, maritime facilities, waterways, or beaches, as the case may be.

SECTION 3. Section 19.12.100 is hereby amended to read as follows:

19.12.100 Violation -- Penalty.

A. ~~Violation of any sections of this chapter is an infraction punishable by:—~~
~~(1) a fine not exceeding \$100.00 for a first violation; (2) a fine not exceeding \$200.00 for~~
~~a second violation within one year; and (3) a fine not exceeding \$500.00 for each~~
~~additional violation within one year.~~ It is unlawful to violate any provision of this chapter,
the conditions of any permit or license issued pursuant thereto, or any rule, regulation,
or policy relating to the harbors, waterways, maritime facilities, or beaches, as the case
may be, duly adopted by the Board of Supervisors, the Director, Fire Chief, or Sheriff
when properly adopted under his/her delegated authority, and any person committing
such violation is guilty of an infraction, punishable by a fine in accordance with
California Government Code section 25132.

B. Notwithstanding the above provisions, violation of Sections 19.12.690,
19.12.810, 19.12.1040, 19.12.1100, 19.12.1140, 19.12.1150, 19.12.1160, 19.12.1170,
19.12.1250, 19.12.1280, ~~19.12.1370(b.), 19.12.1380, 19.12.1390, 19.12.1400,~~

19.12.1420(~~b.B~~), and 19.12.1420(e.E), ~~19.12.1420(f.F)~~, and ~~19.12.1420(g.G)~~ of this chapter is a misdemeanor, punishable by a fine not exceeding \$500.00, ~~or by \$1,000.00~~ or imprisonment in the County Jail for a period not exceeding six months, or ~~by both such fine and imprisonment.~~

C. A repetition or continuation of any violation of any provision of this chapter, or of any order or direction of the ~~d~~Director, Fire Chief, Sheriff, and/or code enforcement officer on successive days, constitutes a separate offense for each day during any portion of which such violation is committed, continued, or permitted.

SECTION 4. Section 19.12.195 is hereby added to read as follows:

19.12.195 Code enforcement officer

"Code enforcement officer" means an employee of the Department of Beaches and Harbors who has been authorized to enforce any and all statutes, ordinances, regulations, or policies pertaining to the harbors, maritime facilities, waterways, or beaches, and who has successfully completed a basic course approved by the California Commission on Peace Officer Standards and Training pursuant to California Penal Code section 832(a) to act in this capacity.

SECTION 5. Section 19.12.250 is hereby amended to read as follows:

19.12.250 Director.

"Director" means the ~~d~~Director of the Department of bBeaches and hHarbors, his/her Chief Deputy, or any other person authorized or designated by the Director or the Chief Deputy to act in his/her stead.

SECTION 6. Section 19.12.265 is hereby added to read as follows:

19.12.265 District.

"District" means the Consolidated Fire Protection District of the County.

SECTION 7. Section 19.12.325 is hereby added to read as follows:

19.12.325 Fire Chief.

"Fire Chief" means the Fire Chief of the District or any other person authorized or designated by the Fire Chief to act in his/her stead. For purposes of this chapter, any reference to the Fire Chief, or to the powers and duties of the Fire Chief, pertain only to his/her role as the official responsible for the function, supervision, and control of the ocean lifeguards.

SECTION 8. Section 19.12.380 is hereby added to read as follows:

19.12.380 License or permit.

"License" or "permit" means an entitlement issued by the Director granting permission for the non-exclusive use of any specified public area of the County harbors and other maritime facilities, waterways, and beaches. These entitlements shall include, but not be limited to, right-of-entry permits for construction-related activities, parking permits for parking at any such location, and licenses issued for events or activities of the type described in Section 19.12.1292 or any policy or regulation promulgated thereunder.

SECTION 9. Section 19.12.451 is hereby added to read as follows:

19.12.451 Ocean lifeguard.

"Ocean lifeguard" means a lifeguard employed by the County to provide life-saving services as described in Chapter 2.20 of this code.

SECTION 10. Section 19.12.453 is hereby added to read as follows:

19.12.453 Owner.

"Owner" means a person having all the incidents of ownership, including the legal title of a vessel whether or not that person lends, rents, or pledges the vessel; the person entitled to the possession of a vessel as the purchaser under a conditional sale contract; or the mortgagor of a vessel. "Owner" does not include a person holding legal title to a vessel under a conditional sale contract, the mortgagee of a vessel, or the renter or lessor of a vessel to the State or to any county, city, district, or political subdivision of the state under a lease, lease-sale, or rental-purchase agreement that grants possession of the vessel to the lessee for a period of 30 consecutive days or more.

SECTION 11. Section 19.12.454 is hereby added to read as follows:

19.12.454 Park.

"Park" means every park, roadside rest, or open space easement to which the public has a right of access and use for park or recreation purposes, and every other recreation facility owned, managed, or controlled by the County in the harbors, maritime facilities, waterways, or beaches, and under the jurisdiction of the Director.

SECTION 12. Section 19.12.650 is hereby amended to read as follows:

19.12.650 Liability limitations -- Owner responsibility.

Any person using the facilities within the limits of a harbor, waterway, or maritime facility or beach shall assume all risk of damage or loss to his property and the County, the District, or department assumes no risk on account of fire, theft, act of God, or damages of any kind to vessels within the harbor, waterway, or maritime facility.

SECTION 13. Section 19.12.730 is hereby amended to read as follows:

19.12.730 Overnight camping and similar activities restricted.

For beaches, Sections 17.12.250, 17.12.260, and 17.12.270 of this code shall be the applicable provisions regulating overnight camping and similar activities. For any other public area of the County's harbors, waterways, or maritime facilities, it shall be unlawful for any person, other than one specifically authorized by permit, license, or lease from the County, to camp, lodge, sleep, or tarry overnight upon any public portion of a harbor, waterway or maritime facility, or to erect, construct, build, create, maintain, use, or occupy in or on such location, any tent, canopy, lodge, shelter, structure, recreational vehicle, motor home, house trailer, travel trailer, trailer coach, park trailer, camping trailer, truck camper, slide-in camper, or other conveyance structure or vehicle used as a place of abode.

SECTION 14. Section 19.12.740 is hereby amended to read as follows:

19.12.740 Alcoholic beverage restrictions.

For beaches, Section 17.12.320 of this code shall be the applicable provision regulating alcoholic beverages. For any other public area of the County's harbors,

waterways, or maritime facilities, ~~W~~with the exception of navigable waters, a person shall not enter, be, or remain within ~~any~~such public area of a harbor or maritime facility while serving, selling, giving away or consuming any alcoholic beverage, unless advance written approval, whether by license, permit, or otherwise, is obtained from the Director pursuant to Section 19.12.1292 of this code.

SECTION 15. Section 19.12.780 is hereby amended to read as follows:

19.12.780 Swimming areas -- Vessel operation restricted when.

Within aFor beaches, Section 17.12.470 of this code shall be the applicable provision regulating vessel operations near the shoreline. For any other public area of the County's harbors, waterways, or maritime facilities, the ~~d~~Director may establish protected swimming areas, and it is unlawful to operate or navigate any vessel within the bounds of any such area except as may be specifically permitted by other provisions of this chapter.

SECTION 16. Section 19.12.790 is hereby amended to read as follows:

19.12.790 Swimming -- Prohibited in certain areas.

A person shall not swim or engage in any skin diving or scuba diving inFor beaches, Sections 17.12.440 and 17.12.450 of this code shall be the applicable provisions regulating swimming activities. For any other portion of a channel, entrance channel, or other public area where vessels may navigate in any eCounty harbor, waterway, or maritime facility, a person shall not swim or engage in any skin diving or scuba diving except by written permit issued by the ~~h~~Harbor ~~m~~Master authorizing such activity.

SECTION 17. Section 19.12.930 is hereby amended to read as follows:

19.12.930 Disposal of bait.

Except as provided in this Part 5, no person shall put, place, or cause to be put or placed any live bait, any dead bait, or any portions thereof into the waters of a County harbor, waterway, or maritime facility except when such bait is then being lawfully used for the purpose of fishing or advance written approval is obtained from the Director.

SECTION 18. Section 19.12.970 is hereby amended to read as follows:

19.12.970 Anchoring restrictions.

A. A person shall not anchor a vessel or occupy a mooring buoy within a County harbor, waterway, or maritime facility without first obtaining permission of the Harbor Master, unless an emergency exists where time is of the essence; in which case, such person shall, immediately after stabilization has occurred, report the emergency condition to the Harbor Master and shall thereafter move and secure the vessel in accordance with the Harbor Master's instructions.

B. The Harbor Master may permit vessels to anchor or occupy a mooring buoy for such period of time as he/she may prescribe, and in areas he/she so designates. All vessels so anchored or occupying a mooring between sunset and sunrise shall display lights as prescribed by federal and state laws, rules, and regulations regarding anchor lights in inland waters, except when anchored or moored within the special anchorage areas prescribed for Marina del Rey in Code of Federal Regulations, Title 33.

C. No person shall anchor a vessel or occupy a mooring buoy on the shoreward side of a line drawn through Light #1 and Light #2 of the Marina del Rey detached breakwater, extending to points 1,000 feet southeast of Light #1 (33° 57.360' N, 118° 27.527' W) and 1,000 feet northwest of Light #2 (33° 57.956' N, 118° 27.951' W), without first obtaining permission of the Harbor Master, unless an emergency exists where time is of the essence; in which case, such person shall, after stabilization has occurred, report the emergency condition to the Harbor Master and shall thereafter move and secure the vessel in accordance with the Harbor Master's instructions.

D. The Harbor Master may remove a vessel in violation of subsection A or C of this section without liability for any damage thereto, and such vessel shall remain in his/her custody until claimed by the owner, who shall pay all expenses incurred by the County in connection with its removal and storage as set forth in Section 19.12.1080 of this Part 6. If the owner refuses to reclaim the vessel, he/she shall be liable for any costs incurred by the County in effecting removal, storage, sale, or disposition of such property. If an owner cannot be identified, the operator or person responsible for anchoring or mooring the vessel in violation of subsection A or C of this section shall be liable for any costs incurred by the County in effecting removal, storage, sale, or disposition of such property.

SECTION 19. Section 19.12.1005 is hereby added to read as follows:

19.12.1005 Docking at Chace Park transient docks.

A. Between the hours of 6:00 a.m. and 10:00 p.m., after docking, mooring, or making fast or secure a vessel at a Chace Park transient dock, an owner must

immediately register with Chace Park staff. Between the hours of 10:00 p.m. and 6:00 a.m., an owner must register at the Harbor Master's office prior to docking, mooring, or making fast or secure a vessel at a Chace Park transient dock.

B. Any vessel docked, moored, or made fast or secure at the four-hour dock must vacate the dock within the time period commencing when the vessel is first docked, moored, or made fast or secure to the dock and ending four consecutive hours later.

C. If violations of either subsection A or B above occur and the owner, operator, or person in charge of the offending vessel cannot be located within a reasonable time, the Harbor Master may, at his/her discretion, remove the vessel without liability for any damage thereto, and such vessel shall remain in his custody until claimed by the owner, who shall pay all expenses incurred by the County in connection with its removal and storage as set forth in Section 19.12.1080 of this Part 6. If the owner refuses to reclaim the vessel, he/she shall be liable for any costs incurred by the County in effecting removal, storage, sale, or disposition of such property. If an owner cannot be identified, the operator or person responsible for anchoring or mooring the vessel in violation of subsection A or B of this section shall be liable for any costs incurred by the County in effecting removal, storage, sale, or disposition of such property.

SECTION 20. Section 19.12.1100 is hereby amended to read as follows:

**19.12.1100 Toilet fixtures -- Use restrictions -- ~~Permit required~~
~~when prohibited.~~**

Vessel's Toilet Fixtures Not to be Used. No person shall operate the toilet fixtures of a vessel within a eCounty harbor, waterway, or maritime facility at any time so as to cause or permit to pass or to be discharged into the waters of such harbor, waterway, or maritime facility any excrement, sewage, or other waste matter or contaminant of any kind.

SECTION 21. Section 19.12.1292 is hereby added to read as follows:

19.12.1292 License or permit requirement for events and activities.

A. Basic requirement.

Prior to holding an event or activity of the type described in this section at any public area of Marina del Rey, including any beach, a license or permit must first be obtained for the non-exclusive use of that location. The events or activities covered by this requirement include those that involve:

1. An organized group or sponsored gathering of 50 persons or more;
2. A wedding, wedding reception, memorial service, or other ceremonial event;
3. The placement of canopies or tents on the beach that are larger than 10 feet by 10 feet;
4. The use of amplified sound;

5. Cooking, except as otherwise authorized by Section 17.12.370 or Section 19.12.1420.G of this code;
6. The use of generators;
7. Commercial and/or sporting events, including, but not limited to, surf or other water sport contests, volleyball tournaments, private parties, marathons, triathlons, 5K/10K runs, and organized walks;
8. A school or organized youth group event, including a field trip and beach cleanup;
9. Classes, lessons, clinics, training, recreational camps, day camps, and boot camps for children and/or adults related to surfing, kayaking, canoeing, exercising, yoga, physical fitness, or similar activity;
10. The use of alcohol in connection with an event described in Section 17.12.320 of this code;
11. The use of signage or structures such as banners or inflatables;
12. Commercial filming or photography; and
13. Any other activity or event determined by the Director to be the type requiring a license or permit.

B. Decision of the Director.

The decision of the Director on a license or permit application shall be final and shall not be subject to any administrative appeal.

C. Violation of license or permit.

Any person violating the terms and/or conditions of a license or permit issued pursuant to this section, or any person participating in an event or activity without a properly issued license or permit, may be subject to removal from the involved location by a peace officer in addition to any other enforcement measure or penalty authorized by this chapter or otherwise by law.

D. Modification or revocation of license or permit.

If the Director, Fire Chief, ocean lifeguard, or peace or code enforcement officer has cause to believe that an event or activity conducted pursuant to a license or permit issued under this section poses a danger to public health or safety, or prevents the orderly use of the involved location or of any facility owned, controlled, or managed by the County, or is in violation of any federal, state, or local law or ordinance, such official, ocean lifeguard, or enforcement officer shall be authorized to modify or revoke such license or permit at any time during the event or activity.

SECTION 22. Section 19.12.1330 is hereby amended to read as follows:

19.12.1330 Motor vehicles —~~P~~arking restrictions.

A. Designated Spaces. No person shall park any vehicle at any public parking lot in Marina del Rey other than in an established or designated parking space, and for such vehicle and only if the vehicle displays a current registration decal/sticker or permit, as applicable. No part of any vehicle, including any awnings or other property of the owner, operator, or person in charge of the vehicle, may extend beyond the markings of the designated parking space. All parking at any such usepublic parking lot

shall be in accordance with the posted ~~directions thereat~~signs at such location and/or withpursuant to the instructions of any attendant who may be present.

B. Double Parking. No person shall double-park any vehicle ~~unless directly by official~~at any public parking lot in Marina del Rey without the prior written permission of the Director.

C. ~~Vehicles or Trailers Parked Over 48 Hours.~~ The vehicle owner or operator of any vehicle and/or ~~boat~~with a trailers to be left in public parking areas more than 48- hours ~~shall register with the harbor master, either in person or by telephone, and it shall be a violation of this Part 9 to fail to do so.~~ must obtain advance written permission from the Director prior to parking such vehicle at any public parking lot in Marina del Rey. All such trailers must be connected to their tow vehicles.

D. Camping and Recreational Vehicles Prohibited From Parking Between 210:00 ap.m. and 6:00 a.m. in Public Parking Areas. No person shall park any van, recreational vehicle, motorhome, camper, or trailer, nor shall any person park any other vehicle which has been designed, built, or modified for use for camping or any form of human habitation, upon any public parking lot or other area designated for public parking within Marina del Rey, between the hours of 210:00 ap.m. and 6:00 a.m. without first registering with, and obtaining authorization from the ~~harbor master~~Director. No person allowed to park such a vehicle shall operate a generator outside of the vehicle. ~~No authorization shall be issued for any parking which would result in the violation of any provision of this code.~~

E. Parking Overnight Restriction. No vehicle may park overnight more than seven times in any 30-day period in any public parking lot or other area designated for public parking within Marina del Rey without prior written permission from the Director.

F. Oversized Vehicles. All vehicles over 20 feet in length shall be considered oversized vehicles and shall be prohibited from standing/parking upon any public parking lot or other area designated for public parking within Marina del Rey, except at the parking lot at the County Public Launch Ramp, where tandem parking spaces are available. Oversized vehicles that park at the parking lot at the County Public Launch Ramp shall be charged double the parking fee for regular-sized vehicles at that lot. Buses that park at the parking lot at the County Public Launch Ramp shall be charged triple the parking fee for regular-sized vehicles at that lot. No vehicle over 40 feet in length shall be permitted to stand or park on any public parking lot or other area designated for public parking within Marina del Rey without the prior written permission from the Director.

G. Commercial Vehicle Prohibition. No commercial vehicle may park overnight in any public parking lot or other area designated for public parking within Marina del Rey without the prior written permission from the Director.

H. Parking Only. Public parking lots or other areas designated for public parking within Marina del Rey are for parking purposes only, unless an exemption is granted by the Director. No person shall inhabit any area of any public parking lot, nor shall any person place or store any property, personal belongings, or belongings of others, on any public parking lot. Furthermore, no person parking at any public parking

lot shall conduct, perform, or cause to be performed any repairs, alterations, maintenance, cleaning, or other work on any vehicle or trailer, or cause any materials or substance, including, paint, oil, or other petroleum products, dirt, paint sandings or chips, wood sandings, or other residue or debris to be deposited on any beach or facility owned, controlled, or managed by the County, or to enter the harbor, waterway, or Pacific Ocean.

EJ. Parking Fee Exemption. ~~Any V~~vehicles ~~that displayings a~~ valid veterans special license plates issued pursuant to the provisions of California Vehicle Code sections 5007(a)(2) (disabled veteran), 5101.3 (Pearl Harbor survivor), 5101.4 (Medal of Honor and Distinguished Service Cross), 5101.5 (former American prisoner of war), 5101.6 (Congressional Medal of Honor), and/or 5101.8 (Purple Heart recipient) shall be exempt from ~~the paymenting of any fees for parking fees inon any e~~County-owned, County-Controlled, ~~or e~~County-operated~~managed~~ public parking lots ~~during such days and times that parking fees at such lots are required to be deposited into a parking meter or paid directly to a parking attendant, but not where entrance or exit to or from the involved lot is not controlled solely by an automated system. This fee exemption shall not apply on weekends or holidays, other than Veterans Day, to the extent that a parking fees areis otherwise payable on such days. Notwithstanding the provisions of this subsection, any V~~vehicles entitled to the aboveeligible for a parking fee exemption shall be subject to anyall other applicable parking restrictions pertaining to parking at the involved location.

SECTION 23. Section 19.12.1340 is hereby amended to read as follows:

19.12.1340 Bicycles and motorcycles.

...

C. Bicycle Paths. The Director or the Director of the County Department of Public Works may from time to time designate, by sign or postings, certain areas to be used exclusively by persons riding bicycles upon bicycle lanes or paths set aside for that use in Marina del Rey.

SECTION 24. Section 19.12.1370 is hereby amended to read as follows:

19.12.1370 Animals prohibited -- Exceptions.

~~A person shall not bring nor allow into the~~For beaches, Sections 17.12.280, 17.12.290, and 17.12.300 of this code shall be the applicable provisions regulating animals. For all other waters of the harbor, or adjacent to or on any ~~public beach, recreation area or other public area of the harbor~~Marina del Rey, a person shall not bring nor allow animals of any kind except as hereinafter provided:

A. Cats and Dogs. A person may bring or keep a dog or cat if such dog or cat is at all times kept on a leash not to exceed six feet in length, and said dog or cat is kept under the full control of such person; provided, no person shall bring nor permit a dog or cat ~~on the sand area of any public beach nor any other~~in any area within the harbor for which the ~~d~~Director, by the posting of signs, has prohibited such dogs or cats.

B. Horses. If the ~~d~~Director finds that at certain times or under specified conditions or at designated places a person can ride a horse, mule, burro or donkey, or other similar animal, or can lead such animal without interference with the use of a

~~public beach~~, recreation or other public area of the harbor, he/she may grant such person permission to do so.

C. Should any animal mentioned in this section cause excrement to be discharged in a public park, ~~beach~~, recreation, or other public area of the harbor, the owner or custodian of the animal shall immediately remove the excrement and forthwith clean the area so that it will not be offensive to the senses of any person coming into proximity thereto.

SECTION 25. Section 19.12.1390 is hereby deleted in its entirety.

~~19.12.1390~~ ~~Public intoxication prohibited.~~

~~No person shall enter, remain in, or be on any public area of a county harbor, waterway, or maritime facility while under the influence of intoxicating liquor, any narcotic, or any restricted dangerous drug.~~

SECTION 26. Section 19.12.1400 is hereby amended to read as follows:

19.12.1400 Vessels— Sservicing and repair restrictionsprohibited.

A. ~~It is unlawful for any~~No person shall conduct, or perform, or cause to be performed any repairs, alterations, maintenance, or other work upon or to any vessel on or in any public area of Marina del Rey, including the beach or any public parking lot, or in the Pacific Ocean, which in any manner may causes or ~~would reasonably tend to~~ cause any materials or substance, including but not limited to, paint, oil or other petroleum products, dirt, paint sandings or chips, wood sandings, or other residue or debris, to be deposited upon any vessel, dock, structure, or private or County property,

~~or to enter into the waters of Marina del Rey, or to be deposited upon vessels, docks, structures or property of another~~ the harbor, or the Pacific Ocean.

~~B. Minor alterations and additions and major repairs may only be performed in a manner approved by the director and in areas so designated for that purpose and it shall be a violation of this section to conduct or perform such major alterations, additions, and repairs without such approval or in such designated areas.~~

SECTION 27. Section 19.12.1420 is hereby amended to read as follows:

19.12.1420 Unlawful acts at public beaches and recreation areas.

At any ~~public beach, recreation area, or other~~ public area within said Marina del Rey Harbor as herein described, it is unlawful and a violation of this Part 9, except by written permission of the ~~d~~Director and/or ~~h~~Harbor ~~m~~Master for:

- A. Any person to climb over, upon, or along the concrete bulkhead walls encompassing the waters of the harbor;
- B. Any person to operate or manipulate water skis, ~~or aquaplanes, or similar~~ craft or device within the limits of the harbor;
- C. Any person operating a vessel to tow any object, structure, or vessel at a distance in excess of 75 feet astern of the towing vessel;
- D. Any person to engage in swimming or wading within the waters of the harbor except in zones marked by signs posted by the ~~d~~Director or Harbor Master, or within waters under private lease except as authorized by the lessee or person responsible for such leased premises;

E. Any person to operate a hydrofoil craft, seaplane, airpropeller-driven watercraft, or paddleboard, surfboard, ~~surf mats~~sailboard, paraglider, kite board, bodyboard, ocean-kayak, rigid hull surf-craft, or similar craft or device propelled principally by manual or said power on the waters of the harbor;

F. Any person to loiter ~~on~~at any beachpublic area at any time between the hours of ~~10:00 p.m.~~12:00 midnight and 6:00 a.m. of the following day;

G. Any person to light or maintain any fire ~~except in a stove, barbecue, brazier or fire circle, or other place provided for that purpose;~~except within barbecues located at, or personal barbecues brought to, public picnic shelters, subject to Section 17.12.370 of this code with respect to any beach.

H. Any person to smoke at any park, except:

1. Smoking shall be permitted by actors while acting in a permitted production, or by models during a permitted photography session; and

2. Smoking shall be permitted in designated areas, at the discretion of the Director.

I. Except as otherwise authorized in Section 17.12.360 for the beaches in Marina del Rey, Any person to change clothes ~~on any beach~~at any public area or in any comfort station except in that portion, if any, designated for such purposes;

~~IJ.~~ Any person to ~~solicit in any manner or for any purpose or sell, or offer for sale, offer for sample, or give away any goods, wares, or merchandise or services, or distribute or pass out any handbill, advertising matter, or literature therein except:~~

1. ~~By any concession operating under license~~ Pursuant to a concessionaire agreement granted by the ~~b~~Board of ~~s~~Supervisors of the ~~e~~County of Los Angeles, or by the Director, as the case may be; and/or

2. When found by the ~~d~~Director to be consistent with the policies of the ~~d~~Department of Beaches and Harbors, or to promote the program of the such department, under conditions prescribed by him the Director;

~~J~~K. Any person to operate the motor of a vessel at high rpm with the gears engaged when the vessel is moored or secured in a slip or berth whereby wash of the propeller will cause turbulent waters that will create a hazard to other vessels, persons, or property;

~~K~~L. Any person to place, throw, leave, keep, or maintain any ~~broken~~ bottle, glass, crockery, ~~or~~ sharp or pointed article or thing in such a manner that any person or animal may be cut, pricked, or in any way ~~be~~ injured thereby;

~~L~~M. Any person to throw, place, or dispose of any garbage, ~~refuse~~ food, beverage, container, bag, bottle, or can in any place other than into a garbage can or other receptacle maintained therein for that purpose;

~~M~~N. Any person to throw, place, or dispose of ~~hot~~ coals, ashes, ~~or~~ any wastepaper, or flammable or combustible material in any place other than into an incinerator or into some box, can, ~~trench~~ or receptacle maintained therein for that purpose;

~~N~~O. Any person to intentionally throw any ball or object upon, along, or across any road or driveway, or at or toward any vessel or vehicle; nor shall a person throw or

otherwise propel any missile or mud or sand in such a manner anywhere that it may cause injury, harm, or interfere with another person or animal;

~~OP.~~ Any person to discharge or shoot any firearm, air gun, slingshot, or bow and arrow, except at ranges which may be designated for such purpose by the director;

~~PQ.~~ Any person to dig, remove, destroy, injure, mutilate, or cut any tree, plant, shrub, bloom, or flower, or any portion thereof; nor shall any person remove any wood, turf, grass, soil, rock, sand, or gravel;

~~QR.~~ Any person, other than a duly authorized county employee in the performance of his duties to:

1. Cut, break, injure, deface, or disturb any rock, building, cage, pen, monument, sign, fence, bench, structure, apparatus, equipment, or property, ~~or any portion thereof~~ whether any of the aforementioned are temporary or permanent;

2. Mark or place thereon or on any portion thereof any mark, writing, or printing; or

3. Attach thereto any sign, card, display, or other similar device;

~~RS.~~ Any person to disturb the peace and quiet by:

1. Playing, causing, or producing ~~Any~~ unduly loud ~~playing of~~ music, ~~causing or producing~~ or any boisterous or unusual noise, including amplified sound exceeding exterior levels specified for residential areas under the Noise Ordinance of this code (Section 12.08.430 et seq. of Title 12), unless authorized by permit, license, or other means by the Director;

2. Causing or producing Any needlessrepetitive tooting, blowing, or sounding of any automobile siren, horn, siren, signal, or noise-making device;

3. Any tumultuous conduct;

4. ~~Any~~The use of any vulgar, profane, or indecent language therein,

~~54. Any undue operation of~~Operating a vessel or vehicle motor at high-
~~rpm whereby~~in such a manner that engine or exhaust noise is unusually loud; ~~and or~~

~~65. Engaging in~~ Any type of motor vehicle or trailer maintenance, repair, or cleaning at any ~~e~~County facility without the prior written consent of the ~~e~~Director.

T. For beaches, in addition to any other provisions of this Section 19.12.1420 that could pertain to such beaches, any person to fail to comply with the following provisions of this code:

1. 17.12.205 (Sand -- Digging prohibited);

2. 17.12.220 (Recreation building -- Hours of use);

3. 17.12.365 (Smoking prohibited);

4. 17.12.400 (Fireworks);

5. 17.12.425 (Model operation prohibited);

6. 17.12.430 (Ball-playing restrictions);

7. 17.12.460 (Inflated equipment -- Use restrictions);

8. 17.12.480 (Sailboards, kiteboards, surfboards, paddleboards, ocean kayaks, surf-skis, rigid hull surf-craft, and similar objects -- Use restrictions); and


9. 17.12.481 (Hang gliding, paragliding, and parasailing --

Restrictions).

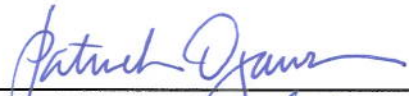
[1912050TFCC]

SECTION 28. This ordinance shall be published in The Daily Commerce a newspaper printed and published in the County of Los Angeles.




Chairman

ATTEST:


Sachi A. Hamai
Executive Officer -
Clerk of the Board of Supervisors
County of Los Angeles


I hereby certify that at its meeting of February 7, 2012 the foregoing ordinance was adopted by the Board of Supervisors of said County of Los Angeles by the following vote, to wit:

Ayes
Supervisors Gloria Molina
Mark Ridley-Thomas
Zev Yaroslavsky
Don Knabe
Michael D. Antonovich

Noes
Supervisors None


Effective Date: March 8, 2012

Operative Date: _____


Sachi A. Hamai
Executive Officer -
Clerk of the Board of Supervisors
County of Los Angeles

I hereby certify that pursuant to
Section 26103 of the Government Code,
delivery of this document has been made.

SACHI A. HAMAI
Executive Officer
Clerk of the Board of Supervisors

By 
Deputy



APPROVED AS TO FORM:
JOHN KRATTLI
Acting County Counsel

By 
John Krattli
Acting County Counsel